

3. Did the bankruptcy court err when it ruled that the debtors properly released the fraudulent transfer claims that the California plaintiffs seek to pursue without disclosing the consideration received for such releases and the circumstances surrounding the releases?

Designation of Record to be Certified

The designated record consisting of the matters forwarded to the Clerk of the District Court by the Clerk of the Bankruptcy Court as follows:

- a. Motion of Gentek, Inc. and Gentek Holding, LLC for Order Enforcing Plan of Reorganization (Docket No. 2665)
- b. Declaration of Service For Motion of Gentek, Inc. and Gentek Holding, LLC for Order Enforcing Plan of Reorganization (Docket No. 2666)
- c. JP Morgan Chase Bank's Motion to Join Motion of Gentek, Inc. and Gentek Holding, LLC for Order Enforcing Plan of Reorganization (Docket No. 2667)
- d. Tony Newman and Dorothy Lenoir's Motion to Extend Time to File Objection (Docket No. 2670)
- e. Objection of Tony Newman and Dorothy to the Motion of Gentek, Inc. and Gentek Holding, LLC for Order Enforcing Plan of Reorganization et. al., and the Joinder of JPMorgan Chase Bank, N.A. (Docket No. 2671)
- f. Gentek's Motion for Leave to File Reply to Objection (Docket No. 2673)
- g. JP Morgan Chase Bank's Motion for Leave to File Reply to Objection (Docket No. 2674).
- h. Transcript of Hearing Held May 25, 2005 (Docket No. 2682)
- i. Opinion (Docket No. 2686)
- j. Order (Docket No. 2687)

Dated: November 17, 2005

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CERTIFICATE OF SERVICE

I, Joseph Grey, certify that I caused copies of the foregoing Designation to be served by first class United States mail, postage prepaid, addressed to the persons indicated below on this 17th day of November, 2005:

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